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10 Attorneys for Defendant
11 DIEGO OLIVIER FERNANDEZ PONS

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BRUCE MACDONALD, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

DYNAMIC LEDGER SOLUTIONS, INC., a
Delaware corporation, TEZOS STIFTUNG, a
Swiss Foundation, KATHLEEN BREITMAN,
an Individual, ARTHUR BREITMAN, an
Individual, TIMOTHY COOK DRAPER, an
individual, DRAPER ASSOCIATES, JOHANN
GEVERS, DIEGO PONZ, GUIDO SCHMITZ-
KRUMMACHER, BITCOIN SUISSE AG,
NIKLAS NIKOLAJSEN and DOES 1-100
INCLUSIVE,

Defendants.

CASE NO. 3:17-CV-07095 RS

**LEWIS & LLEWELLYN LLP NOTICE
OF MOTION AND MOTION TO
WITHDRAW AS COUNSEL FOR
DEFENDANT DIEGO OLIVIER
FERNANDEZ PONS; [PROPOSED]
ORDER GRANTING MOTION TO
WITHDRAW**

Date: May 10, 2018

Time: 1:30 pm

Judge: Hon. Richard Seeborg

NOTICE OF MOTION**TO THE PARTIES AND THEIR ATTORNEYS OF RECORD:**

PLEASE TAKE NOTICE that on May 10, 2018 at 1:30p.m., or as soon thereafter as the matter may be heard before the Honorable Richard Seeborg, United States District Judge, Courtroom 3, 17th Floor, of the United States District Court for the Northern District of California, San Francisco Division, 450 Golden Gate Avenue, San Francisco, CA 94102, Marc R. Lewis, Rebecca F. Furman, and Nathalie Fayad, of Lewis & Llewellyn LLP (“Lewis & Llewellyn”), 505 Montgomery Street, Suite 1300 San Francisco, California 94111, shall and hereby do respectfully seek leave of this Court pursuant to Local R. 11-5(a) and in compliance with Cal. R. Prof. Conduct 3-700, to withdraw as counsel for Defendant Diego Olivier Fernandez Pons (“Defendant Pons”).

MOTION TO WITHDRAW AS COUNSEL FOR DEFENDANT PONS

Pursuant to Local R. 11-5, Lewis & Llewellyn hereby notifies the parties and the Court of its intent to withdraw as counsel for Defendant Pons. Lewis & Llewellyn hereby states the following grounds for this notice and motion:

1. Lewis & Llewellyn has represented Defendant Pons in the above-captioned matter.
2. On April 3, 2018, Lead Plaintiff filed its Consolidated Complaint for Violations of the Federal Securities Laws. (Dkt. 108). The Consolidated Complaint no longer names Defendant Pons as a Defendant in the litigation. As such, Defendant Pons no longer requires representation in this matter.
3. Lewis & Llewellyn’s withdrawal will not cause any prejudice or delay in this case. All parties have counsel active in their representation.
4. Given the insubstantial nature of this Motion, as well as the burden to all parties in travelling and attending a hearing on this Motion, Lewis & Llewellyn respectfully requests that the Court waive oral argument.

THEREFORE, Lewis & Llewellyn respectfully requests that this Court waive oral argument on this Motion, grant it leave to withdraw as counsel in the above-captioned matter, and enter an order stating that Lewis & Llewellyn has so withdrawn.

1 Dated: April 11, 2018

Respectfully submitted,

2 LEWIS & LLEWELLYN LLP

3 By: /s/ Marc R. Lewis
Marc R. Lewis

4 Attorney for Defendant
5 DIEGO OLIVIER FERNANDEZ PONS

6 By: /s/ Rebecca F. Furman
7 Rebecca F. Furman

8 Attorney for Defendant
9 DIEGO OLIVIER FERNANDEZ PONS

10 By: /s/ Nathalie Fayad
11 Nathalie Fayad

12 Attorney for Defendant
13 DIEGO OLIVIER FERNANDEZ PONS

CERTIFICATE OF SERVICE

I hereby certify that on the date below, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

Dated: April 11, 2018

/s/ Nathalie Fayad

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DIEGO OLIVIER FERNANDEZ PONS
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10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 BRUCE MACDONALD, Individually and on
13 Behalf of All Others Similarly Situated,

14 Plaintiff,

15 v.

16 DYNAMIC LEDGER SOLUTIONS, INC., a
Delaware corporation, TEZOS STIFTUNG, a
17 Swiss Foundation, KATHLEEN BREITMAN,
an Individual, ARTHUR BREITMAN, an
18 Individual, TIMOTHY COOK DRAPER, an
individual, DRAPER ASSOCIATES, JOHANN
19 GEVERS, DIEGO PONZ, GUIDO SCHMITZ-
KRUMMACHER, BITCOIN SUISSE AG,
20 NIKLAS NIKOLAISEN and DOES 1-100
INCLUSIVE,

21 Defendants.
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CASE NO. 3:17-CV-07095 RS

**[PROPOSED] ORDER GRANTING
MOTION TO WITHDRAW AS
COUNSEL FOR DEFENDANT DIEGO
OLIVIER FERNANDEZ PONS**

Date: May 10, 2018

Time: 1:30 pm

Judge: Hon. Richard Seeborg

1 Marc R. Lewis, Rebecca F. Furman, and Nathalie Fayad, of Lewis & Llewellyn LLP
2 (“Lewis & Llewellyn”) seek to withdraw as counsel for Defendant Diego Olivier Fernandez Pons
3 (“Defendant Pons”) in the above-captioned litigation pursuant to Local R. 11-5(a) and Cal. R. Prof.
4 Conduct 3-700(A)(1). As the Court finds that Lewis & Llewellyn has submitted satisfactory
5 reasoning for withdrawal, and that granting the Motion will not cause substantial prejudice or delay
6 to any party,

7 IT IS HEREBY ORDERED that Lewis & Llewellyn’s Motion to Withdraw as Counsel for
8 Defendant Pons is GRANTED, and Lewis & Llewellyn is hereby terminated as counsel for
9 Defendant Pons in this proceeding.

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11 Dated: _____

By: _____
Honorable Richard Seeborg
United States District Court